

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

LIBERMANN *et al.*

Appl. No. 09/126,945

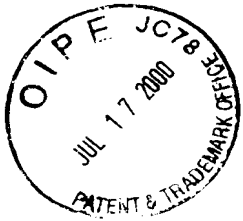
Filed: July 31, 1998

For: **Prostate Derived Ets Factor**

Art Unit: 1632

Examiner: Priebe, S.

Atty. Docket: 1488.1090000/EKS/GLL



**Third Supplemental Information Disclosure Statement and
Fee Under 37 C.F.R. § 1.97(c)**

Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants wish to bring to the attention of the Examiner that SEQ ID NO: 1 and the corresponding clones of the captioned application may be related to SEQ ID NO: 1271 in co-pending U.S. Application No. 09/504,577, filed February 15, 2000.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will consider information that had been cited or submitted to the U.S. Patent and Trademark Office in a prior application relied on under 35 U.S.C. § 120. 1138 OG 37, 38 (May 19, 1992).

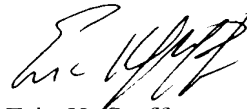
This Third Supplemental Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the

merits, but before the mailing date of a Final Rejection or Notice of Allowance. Attached is our Check No. 28117 in the amount of \$240.00 in payment of the fee under 37 C.F.R. § 1.17(p).

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this pleading is enclosed.

Respectfully submitted,

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Date: July 17, 2000

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